



LODI CITY COUNCIL

Carnegie Forum
305 West Pine Street, Lodi

AGENDA – REGULAR MEETING

Date: February 15, 2006

Time: Closed Session 6:00 p.m.
Regular Meeting 7:00 p.m.

For information regarding this Agenda please contact:

Susan J. Blackston

City Clerk

Telephone: (209) 333-6702

NOTE: All staff reports or other written documentation relating to each item of business referred to on the agenda are on file in the Office of the City Clerk and are available for public inspection. If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof. To make a request for disability-related modification or accommodation contact the City Clerk's Office as soon as possible and at least 24 hours prior to the meeting date.

C-1 Call to Order / Roll Call

C-2 Announcement of Closed Session

- a) Actual litigation: Government Code §54956.9(a); one case; People of the State of California; and the City of Lodi, California v. M & P Investments, et al.; United States District Court, Eastern District of California, Case No. CIV-S-00-2441 FCD JFM

C-3 Adjourn to Closed Session

NOTE: THE FOLLOWING ITEMS WILL COMMENCE NO SOONER THAN 7:00 P.M.

C-4 Return to Open Session / Disclosure of Action

A. Call to Order / Roll call

B. Invocation – Pastor Rod Suess, Vinewood Community Church

C. Pledge of Allegiance

D. Presentations

D-1 Awards – None

D-2 Proclamations – None

D-3 Presentations

- a) Presentation of check from Soroptimist International Sunrise and Lodi Professional Firefighters toward playground equipment at Blakely Park
b) Presentation of Certificate of Recognition in honor of the USS Iowa
c) Presentation of the Lodi Energy Smart Workshop (EUD)

E. Consent Calendar (Reading; comments by the public; Council action)

E-1 Receive Register of Claims in the amount of \$3,343,052.17 (FIN)

E-2 Approve minutes (CLK)

- a) January 4, 2006 (Regular Meeting)
b) January 31, 2006 (Shirtsleeve Session)

E-3 Authorize the Treasurer to enter into agreement with Farmers and Merchants Bank of Central California for the issuance of a City credit card for Electric Utility Director, George Morrow (FIN)

E-4 Approve plans and specifications and authorize advertisement for bids for White Slough Water Pollution Control Facility Holding Pond No. 1 Rehabilitation, 12751 North Thornton Road (PW)

- Res. E-5 Adopt resolution authorizing the City Manager to execute a Contract Change Order with Western Water Constructors, Inc., of Santa Rosa, for purchase and installation of slide gates and associated work in the head gate structure at the White Slough Water Pollution Control Facility and appropriate \$275,000 (PW)
- Res. E-6 Adopt resolution awarding contract for Elevated Water Tank Recoating Project to Redwood Painting Company, of Pittsburg (\$58,840) (PW)
- Res. E-7 Adopt resolution authorizing three-year radio service contract with Delta Wireless (\$23,436 per year) (ISD)
- Res. E-8 Adopt resolution authorizing the City Manager to allocate two Public Benefit Program rebates to the following commercial/industrial customers for demand-side management projects: Ross Stores, Inc. (\$15,184.80) and Scientific Specialties, Inc. (\$25,000) (EUD)
- E-9 Set public hearing for March 1, 2006, to consider and approve community input and proposals for uses of the City's 2006-07 Federal allocation of Community Development Block Grant and HOME Program funds and the reallocation of available funds from previous program years (CD)
- E-10 Set public hearing for March 1, 2006, to consider adopting update of Lodi's Urban Water Management Plan (PW)
- E-11 Re-set public hearing for March 15, 2006, to consider resolution approving new rates for solid waste collection (PW)

F. Comments by the public on non-agenda items

THE TIME ALLOWED PER NON-AGENDA ITEM FOR COMMENTS MADE BY THE PUBLIC IS LIMITED TO FIVE MINUTES.

The City Council cannot deliberate or take any action on a non-agenda item unless there is factual evidence presented to the City Council indicating that the subject brought up by the public does fall into one of the exceptions under Government Code Section 54954.2 in that (a) there is an emergency situation, or (b) the need to take action on the item arose subsequent to the agenda's being posted.

Unless the City Council is presented with this factual evidence, the City Council will refer the matter for review and placement on a future City Council agenda.

G. Comments by the City Council Members on non-agenda items

H. Comments by the City Manager on non-agenda items

I. Public Hearings

- Res. I-1 Public hearing to consider the Planning Commission's recommendation of approval of the request for a Mitigated Negative Declaration, award 65 medium-density Growth Management Ord. Allocation units and a Rezone from R-MD, Residential Multi-Family, to PD(38), Planned (Introduce) Development Number 38, for the "Miller Ranch Development Project," a 65-lot medium-density single-family residential subdivision located on the north side of Harney Lane between Panzani Way and Melby Drive (File Nos. ND-05-01, GM05-00, Z-05-04, Jeffrey Kirst on behalf of Tokay Development, applicant) (CD)
- Ord. I-2 Public hearing to introduce ordinance amending Chapter 13.20, "Electrical Service," by (Introduce) amending Sections 13.20.175 Schedule MCA (Market Cost Adjustment), 13.20.190 Schedule EA (Residential Service), 13.20.200 Schedule ED (Residential SHARE Program Service), 13.20.210 Schedule EM (Mobile Home Park Service), 13.20.220 Schedule MR (Residential Medical Rider), 13.20.230 Schedule EL (Outdoor Dusk-to-Dawn Lighting), 13.20.240 Schedule G1 (General Service – Group 1 Commercial/Industrial), 13.20.250 Schedule G2 (General Service – Group 2 Commercial/Industrial), 13.20.260 Schedule G3 (General Service – Group 3 Commercial/Industrial), 13.20.270 Schedule G4 (General Service – Group 4 Commercial/Industrial), 13.20.280 Schedule G5 (General Service – Group 5 Commercial/Industrial), and 13.20.310 Schedule I-1 (General Service – Group 5 Commercial/Industrial – Optional) relating to rate schedules; adding Section 13.20.235 Schedule ES (City Facilities Service); and repealing Sections 13.20.202 Schedule EE (Residential All Electric) and 13.20.203 and 13.20.204 Schedule EF (Residential All Electric SHARE Program Service) (EUD)

J. Communications

- J-1 Claims filed against the City of Lodi – None
- J-2 Appointments
- a) Appointment to the Lodi Planning Commission (CLK)
- J-3 Miscellaneous
- a) Monthly Protocol Account Report (CLK)

K. Regular Calendar

- Res. K-1 Adopt resolution approving amendment to San Joaquin Council of Governments Joint Powers Agreement to add two additional voting members to the Board, one each from the San Joaquin County Board of Supervisors and the city of Stockton (PW)
NOTE: This item is carried over from the meetings of 1/18/06 and 2/1/06
- K-2 Reconsideration of the January 4, 2006, Council action taken regarding the future direction of the Community Separator/Greenbelt Task Force
NOTE: This item is carried over from the meeting of 2/1/06
- Res. K-3 Adopt resolution adopting and establishing rules for the conduct of meetings, proceedings and business, thereby rescinding Resolution 2004-282 (CA)
NOTE: This item is carried over from the meeting of 2/1/06
- Pulled** **K-4** Approve revised 2005-06 budget document pages (CM)
- K-5 Introduce the following ordinances (CA):
- Ord. a) Amending Lodi Municipal Code Title 17 – Zoning – Chapter 17.57, “General
(Introduce) Regulations and Exceptions,” by repealing and re-enacting in its entirety Section 17.57.180 relating to refuse container storage and collection areas
- Ord. b) Amending Lodi Municipal Code Title 13 – Public Services – Chapter 13.16, “Solid
(Introduce) Waste,” by repealing and reenacting Section 13.16.050 (A) relating to placement of garbage containers
- K-6 Review Community Development Block Grant and HOME Program funding that has been allocated to LOEL Foundation (CD)
- K-7 Measure K Renewal Expenditure Plan discussion and direction (PW)
- K-8 Approve expenses incurred by outside counsel/consultants relative to the Environmental Abatement Program litigation and various other cases being handled by outside counsel (\$142,249.57) and approve Special Allocation covering general litigation matter expenses (\$3,176.04) (CA)

L. Ordinances

- Ord. L-1 Ordinance No. 1769 entitled, “An Ordinance of the City Council of the City of Lodi Amending
(Adopt) Lodi Municipal Code, Title 12, Chapter 12.12 – Parks – by Adding Article VI, ‘Waterfowl and Migratory Birds’” (CLK)
NOTE: This item is carried over from the meeting of 2/1/06
- Pulled** **L-2** Ordinance No. 1770 entitled, “An Ordinance of the City Council of the City of Lodi Amending
(Adopt) Lodi Municipal Code Title 12 – Streets, Sidewalks, and Public Places – by Adding Chapter 12.03, “Sidewalks” (CLK)

M. Adjournment

Pursuant to Section 54954.2(a) of the Government Code of the State of California, this agenda was posted at least 72 hours in advance of the scheduled meeting at a public place freely accessible to the public 24 hours a day.

Susan J. Blackston, City Clerk